

STATE OF ALABAMA)
)
 FRANKLIN COUNTY)

CITY OF RED BAY

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL
 January 2, 2007

The City Council of Red Bay met in a regular meeting on Tuesday, January 2, 2007 at 7:00 p.m. The meeting was held in the Red Bay Senior Citizens Building.

Present and presiding was Mayor Jeff Reid. Council Members present were Bobby Nelson, Rayford Seahorn, Pat Hammock, Ann Wilkins and Ricky Holland.

Linda B. Holcomb, City Clerk, was present and recording.

Also present were Fire Chief Bud Strickland, Police Chief Pat Creel, and Franklin County Development Authority Representative Mitch Mayes.

Rev. Mark McCraney of the Red Bay Free Will Baptist Church led the Invocation.

Ann Wilkins led the Allegiance to the Flag.

Sergeant Scottie Belue addressed the Council with upcoming training for the police department.

1. March 22-23, 2007 Advanced Law Enforcement Dispatch, Weaver, AL, two dispatchers
2. January 15-19, 2007 Detective & New Criminal Investigator, Birmingham, AL, one officer
3. Date not scheduled, T-Cap/Criminal Patrol, Meridian, MS, 5 days, one officer
4. Date not scheduled, Patrol Officers Response to Street Drugs, Meridian, MS, 4 ½ days, one officer
5. Date not scheduled, Officer Safety, High risk Event Planning System: Level 1, Meridian, Ms, two officers.
6. February, 2007, Chief's Conference, Montgomery, AL, Police Chief Pat Creel
7. April 24-27, 2007 Drug Enforcement Training Program, Gatlinburg, TN, Chief Pat Creel.

Rayford Seahorn made a motion to approve the training seconded by Ricky Holland. Voting **for** were Rayford Seahorn, Pat Hammock, Ann Wilkins and Ricky Holland. Voting **no** was Bobby Nelson.

Bobby Nelson made a motion to amend the agenda to add Item #1 under old business **Resolution to Grant a Tax Abatement to Triple H Electronics, Inc.** Rayford Seahorn seconded the motion. Unanimously passed.

Rayford Seahorn made a motion to suspend the rules to give immediate consideration to the resolution at hand. Pat Hammock seconded the motion. The roll call vote was as follows: Bobby Nelson "yeas", Rayford Seahorn "yeas", Pat Hammock "yeas", Ann Wilkins "yeas" and Ricky Holland "yeas".

Mayor Jeff Reid read the proposed resolution. The roll call vote to adopt the resolution was as follows: Bobby Nelson "yeas", Rayford Seahorn "yeas", Pat Hammock "yeas", Ann Wilkins "yeas" and Ricky Holland "yeas". Mayor Nelson announced the newly adopted resolution would be numbered #07-01-02. Attachment A

Mayor Jeff Reid announced that a \$500.00 (five hundred dollars) Tree Grant from Alabama Power Company had been received.

Bobby Nelson made a motion to re-appoint Lynette Horton to the Education Committee. The motion was seconded by Pat Hammock. Unanimously passed. The new term is for five years expiring February 15, 2012.

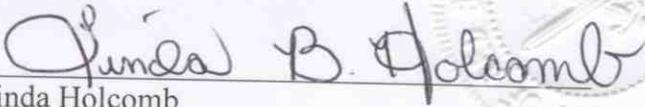
Rayford Seahorn made a motion to approve the bills, seconded by Bobby Nelson. Unanimously passed.

Pat Hammock made a motion to approve the minutes of the last regular meeting held December 18, 2006. Bobby Nelson seconded the motion. Unanimously passed.

Bobby Nelson made the motion to adjourn, seconded by Ann Wilkins. Unanimously passed.



Jeff Reid
Mayor
City of Red Bay



Linda Holcomb
City Clerk
City of Red Bay



Attachment A: Resolution #07-01-02

RESOLUTION NUMBER 07-01-02

This Resolution is made this 2nd day of January, 2007, (the Effective Date)

by the City of Red Bay (the Granting Authority),

to grant a tax abatement for Triple H Electronics, Inc. (the Company),

WHEREAS, the Company has announced plans for a (check one):

new project or major addition to their existing facility (the Project),

Located within the jurisdiction of the Granting Authority; and

WHEREAS, pursuant to the Tax Incentive Reform Act of 1992 (Section 40-9B-1 et seq., Code of Alabama 1975) (the Act), The Company has requested from the Granting Authority an Abatement of (check all that apply):

all state and local noneducational property taxes,

all construction related transaction taxes, except those construction related transaction taxes levied for educational purposes or for capital improvements for education, and/or

all mortgage and recording taxes; and

WHEREAS, the Company has requested that the abatement of state and local noneducational property taxes (if applicable) be extended for a period of 10 years, in accordance with the Act; and

WHEREAS, the Granting Authority has considered the request of the Company and the completed applications filed with the Granting Authority by the Company, in connection with its request; and

WHEREAS, the Granting Authority has found the information contained in the Company's application to be sufficient to permit the Granting Authority to make a reasonable cost/benefit analysis of the proposed project and to determine the economic benefits to the community; and

WHEREAS, the construction of the project will involve a capital investment of \$ 870,000.00 ;
and

WHEREAS, the Company is duly qualified to do business in the State of Alabama, and has powers to enter into, and to perform and observe the agreements and covenants on its part contained in the Tax Abatement Agreement; and

WHEREAS, the Granting Authority represents and warrants to the Company that it has power under that constitution and laws of the State of Alabama (including particularly the provisions of the Act) to carry out provisions of the Tax Abatement Agreement; and

WHEREAS, it was discussed with the City of Red Bay and became the intention of the City of Red Bay to grant these abatements prior to November 2004; and

WHEREAS, due to unforeseen circumstances the abatement agreement and resolution were not executed and the company now desires the abatement agreement to be executed;

NOW THEREFORE, be it resolved by the Granting Authority as follows:

Section 1. Approval is hereby given to the application of the Company and abatement is hereby granted of (check all that apply):

- all state and local noneducational property taxes,
- all construction related transaction taxes, except those construction related transaction taxes levied for educational purposes for capital improvements for education, and/or
- all mortgage and recording taxes

as the same may apply to the fullest extent permitted by the Act. The period of abatement for the noneducational property taxes (if applicable) shall extend for a period of 10 years measured as provided in Section 40-9B-3(8) of the Act.

Section 2. The governing body of the Granting Authority is authorized to enter into an abatement agreement with the Company to provide for the abatement granted in Section 1.

Section 3. A certified copy of this resolution, with the application and abatement agreement, shall be forwarded to the Company to deliver to the appropriate local taxing authorities (if applicable) and to the Alabama Department of Revenue in accordance with the Act.

Section 4. The governing body of the Granting Authority is authorized to take any and all actions necessary or desirable to accomplish the purpose of the foregoing of this resolution.

I hereby certify that the above and foregoing was duly adopted by the City of Red Bay
(City, County, or Industrial Development Board)
Of Alabama at a meeting held on the 2nd day of January, 2007.

Junda D. Holcomb
~~Secretary~~
City Clerk
City of Red Bay